

TTAB



Joseph S. Bird, III
Direct: 1(205)521-8473
Fax: 1(205)488-6473
jbird@babco.com

November 1, 2013

VIA EXPRESS MAIL NO. EM 270809930US

United States Patent and Trademark Office
Trademark Trial and Appeal Board
P.O. Box 1451
Alexandria, VA 22313-1451

RE: Application No.: 85/243,341
Mark: TWISTED BUTTER
ESTTA Tracking: ESTTA560178


Dear Commissioner:

Applicants submit an Applicant's Request to Curtail Extension of Time in the above matter. Attached herewith please find the following documents:

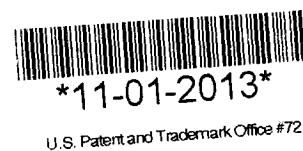
1. Cover Letter, including certificate of Express Mailing (3 pages)
2. Applicant's Request to Curtail Extension of Time (3 pages)

Please do not hesitate to contact the undersigned by telephone at 205-521-8473 or by facsimile at 205-488-6473 if further action is required.

Sincerely,

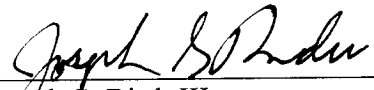

Joseph S. Bird, III
Reg. No. 50,366

Enclosures



AUTHORIZATION TO CHARGE
DEPOSIT ACCOUNT

No fees are believed to be due with this filing. However, if, after processing the enclosed items, any charges, fees, or sums due remain unpaid in connection with this correspondence, I hereby authorize the Director of the United States Patent and Trademark Office to charge all such remaining fees, charges, and other sums due to Deposit Account Number 50-0954. If any extension of time for the accompanying response or submission is required, applicants request that this be considered a petition for such extension of time.



Joseph S. Bird, III
Reg. No. 50,366



Date of Signature

CERTIFICATE OF EXPRESS MAILING

I hereby certify that the following items are enclosed:

1. Cover Letter, including certificate of Express Mailing (3 pages)
2. Applicant's Request to Curtail Extension of Time **a** pages)

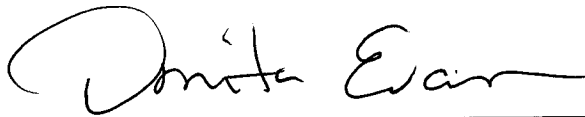
Total 2 Documents 6 pages

and are being mailed via Express Mail label no. EM270809930US to the:

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P.O. Box 1451
Alexandria, VA 22313-1451

on this date, **November 1, 2013.**

Date: November 1, 2013



Donita Evans

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Applicant: **TWISTED ENTERPRISES, LLC**

Application Serial Number: **85243341**

Application Filing Date: **02/16/2011**

Mark: **TWISTED BUTTER**

Date of Publication: **08/20/2013**

ESTTA Tracking number: **ESTTA560178**

Filing date: **09/18/2013**

**APPLICANT'S REQUEST
TO CURTAIL EXTENSION OF TIME**

Applicant, Twisted Enterprises, LLC, hereby requests the Board curtail the current Extension of Time to File an Opposition in this case, and shows the Board the following:

1. Twisted Olive, LLC ("the Potential Opposer"), filed its first Request for Extension of Time to file Notice of Opposition at the end the Publication period, and a 30 day extension was granted.
2. Potential Opposer, however, did not contact Applicant until before requesting its second extension – this time for 60 days – at the very end of the first extension. Potential Opposer stated, as its reason for having good cause, that "the Potential Opposer is engaged in settlement discussions with applicant." Based on this statement, the Board granted an extension until December 18, 2013.
3. The foregoing statement, however, is incorrect because no such negotiations are ongoing. All that can be said by Potential Opposer is that, after filing its second request for extension, its counsel sent an email to the undersigned counsel requesting that the parties negotiate, and attaching its unfiled Opposition with multiple attachments.
4. Applicant does not believe settlement negotiations would be productive, under the circumstances.
5. Applicant believes the Board should curtail the current extension to November 8, 2013, as Potential Opposer's papers are ready to file, and further delay is unnecessary and prejudicial to Applicant.



Joseph S. Bird III

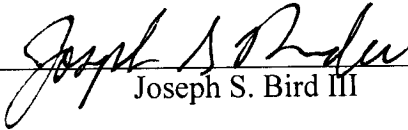
Of Counsel:
Bradley Arant Boult Cummings LLP
One Federal Place
Birmingham, Alabama 35203
(205) 521-8473

CERTIFICATE OF SERVICE

I hereby certify that I have this date served the above and foregoing on:

Robert W. Fieseler
Corridor Law Group, P.C.
2135 City Gate Lane Suite 300
Naperville, IL 60563

by placing a copy of same in the United States mail, via express mail label number EM 270809886 US,
on this date, November 1, 2013.



Joseph S. Bird III

Of Counsel:
Bradley Arant Boult Cummings LLP
One Federal Place
Birmingham, Alabama 35203
(205) 521-8473